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Bryn M. Taylor P55668  
Name of Attorney Registration No.  
Signature of Attorney

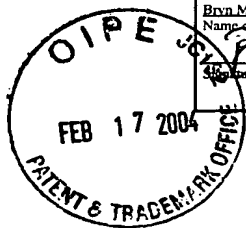


Image AF/1761  
P&G Case 8270

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of :  
Raul Nunes *et al.* : Confirmation No. 3412  
Serial No. 09/939,237 : Group Art Unit 1761  
Filed: August 24, 2001 : Examiner: Helen F. Pratt  
For BEVERAGE COMPOSITIONS COMPRISING ARABINOGALACTAN AND DEFINED  
VITAMINS

NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals under 37 CFR 1.191(a) to the Board of Appeals and Interferences from the last decision of the Examiner dated November 18, 2003 finally rejecting Claims 17 - 28. The fee for this Notice of Appeal is \$330.00 (37 CFR 1.17(b)).

The Director is hereby authorized to charge the above fees, or any additional fees that may be required, or credit any overpayment to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. An additional copy of this Notice is enclosed for that purpose.

Respectfully submitted,

By Bryn M. Taylor  
Bryn M. Taylor  
Attorney or Agent for Applicant(s)  
Registration No. P55668  
(513) 634-2084

February 11, 2004

Customer No. 27752

02/19/2004 MAHMEDI 00000062 162480 09939237

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<b>FREE TRANSMITTAL</b> <b>for FY 2004</b> Patent fees are subject to annual revision. 	<b>Complete if Known</b>	
	Application Number	09/939,237
	Confirmation Number	3412
	Filing Date	August 24, 2001
	First Named Inventor	Raul Nunes, et al.
	Examiner Name	Helen F. Pratt
	Art Unit	1761
TOTAL AMOUNT OF PAYMENT (\$) <b>330.00</b>		Attorney Docket No. <b>8270</b>

<b>METHOD OF PAYMENT</b>		<b>FEE CALCULATION (continued)</b>																																																																																																																									
1. <input checked="" type="checkbox"/> The Director is hereby authorized to charge indicated fees submitted on this form, credit any over payments, and charge any additional fee(s) during the pendency of this application to:  Deposit Account Number: <b>16-2480</b> Deposit Account Name: <b>The Procter &amp; Gamble Company</b>		3. <b>ADDITIONAL FEES</b>  <table border="1"> <thead> <tr> <th>Code</th> <th>(\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>Surcharge-late filing fee or oath</td><td><input type="checkbox"/></td></tr> <tr><td>1052</td><td>50</td><td>Surcharge-late provisional filing fee or cover sheet</td><td><input type="checkbox"/></td></tr> <tr><td>1053</td><td>130</td><td>Non-English specification</td><td><input type="checkbox"/></td></tr> <tr><td>1812</td><td>2,520</td><td>For filing a request for <i>ex parte</i> reexamination</td><td><input type="checkbox"/></td></tr> <tr><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner's action</td><td><input type="checkbox"/></td></tr> <tr><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner's action</td><td><input type="checkbox"/></td></tr> <tr><td>1251</td><td>110</td><td>Extension for reply within 1<sup>st</sup> month</td><td><input type="checkbox"/></td></tr> <tr><td>1252</td><td>420</td><td>Extension for reply within 2<sup>nd</sup> month</td><td><input type="checkbox"/></td></tr> <tr><td>1253</td><td>950</td><td>Extension for reply within 3<sup>rd</sup> month</td><td><input type="checkbox"/></td></tr> <tr><td>1254</td><td>1,480</td><td>Extension for reply within 4<sup>th</sup> month</td><td><input type="checkbox"/></td></tr> <tr><td>1255</td><td>2,010</td><td>Extension for reply within 5<sup>th</sup> month</td><td><input type="checkbox"/></td></tr> <tr><td>1401</td><td>330</td><td>Notice of Appeal</td><td><input checked="" type="checkbox"/></td></tr> <tr><td>1402</td><td>330</td><td>Filing a brief in support of an appeal</td><td><input type="checkbox"/></td></tr> <tr><td>1403</td><td>290</td><td>Request for oral hearing</td><td><input type="checkbox"/></td></tr> <tr><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td><input type="checkbox"/></td></tr> <tr><td>1452</td><td>110</td><td>Petition to revive - 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<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Name (Print/Type)	<b>Bryn M. Taylor</b>	Registration No. (Attorney/Agent)	<b>P55668</b>
Signature		Telephone	(513) 634-2084
		Date	02/11/2004